

ORIGINAL

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Attorneys for Plaintiffs,
VERONICA GUTIERREZ, ERIN WALKER
and WILLIAM SMITH, on behalf of themselves and
all others similarly situated,

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VERONICA GUTIERREZ, ERIN WALKER and
WILLIAM SMITH, as individuals, and on behalf
of all others similarly situated,

Plaintiffs,

v.

WELLS FARGO & COMPANY; WELLS
FARGO BANK, N.A.; and DOES 1 through 125,

Defendants.

Case No.: C 07-05923 WHA

Judge Assigned: Hon. William H. Alsup
Complaint Filed: November 21, 2007

**APPLICATION FOR
ADMISSION OF ATTORNEY
PRO HAC VICE**

Pursuant to Civil L.R. 11-3, **MITCHELL M. BREIT**, an active member in good standing of the bar of the State of New York, hereby applies for admission to practice in the Northern District of California on a pro hac vice basis representing Plaintiffs, VERONICA GUTIERREZ, ERIN WALKER and WILLIAM SMITH, as individuals, and on behalf of all others similarly situated, in the above-entitled action.

In support of this application, I certify on oath that:

1. I am an active member in good standing of the United States District Court, Southern District of New York, as indicated above;

1 2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local
2 Rule 11-4, to comply with General Order No. 45, Electronic Case Filing, and to become familiar with
3 the Local Rules and the Alternative Dispute Resolution programs of this Court; and,

4 3. An attorney who is a member of the bar of this Court in good standing and who
5 maintains an office within the State of California has been designated as co-counsel in the above-entitled
6 action. The name, address and telephone number of that attorney is:

7 Richard D. McCune, State Bar # 132124
8 rdm@mwtriallawyers.com
9 McCUNE & WRIGHT, LLP
10 2068 Orange Tree Lane, Suite 216
11 Redlands, CA 92374
12 Telephone: (909) 557-1250
13 Facsimile: (909) 557-1275

14 I declare under penalty of perjury that the foregoing is true and correct.

15 Dated: June 25, 2008.

WHATLEY DRAKE & KALLAS, LLC

By: Mitchell M. Breit

MITCHELL M. BREIT

Court Name: U.S. District Court. NDCR
Division: 3
Receipt Number: 34611221517
Cashier ID: 9144444
Transaction Date: 07/22/2008
Payer Name: HODGINS AND WRIGHT LLP

PRO HAC VICE
For: MITCHELL BREIT
Case/Party: T-CAM-3-02-AT-550403-051
Amount: \$218.00

CHECK
Check/Money Order Num: 1991
Amt Tendered: \$218.00

Total Due: \$218.00
Total Tendered: \$218.00
Change Amt: \$0.00

007-0923 WHA

Checks and drafts are accepted
subject to collections and full
credit will not be given until the
check or draft has been accepted by
the financial institution on which
it was drawn.